

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

ERIC JACKSON, ALARIC STONE, and)
MICHAEL MARCENELLE, on behalf of)
themselves and all others similarly situated,)

Plaintiffs,)

v.)

Case No. 4:22-CV-00825-P

ALEJANDRO N. MAYORKAS, in his official)
capacity as Secretary of Homeland Security,)

LLOYD J. AUSTIN, III, in his)
official capacity as Secretary of Defense,)

LINDA L. FAGAN, in her official)
capacity as Commandant of the Coast Guard, and)

BRIAN K. PENOYER, in his official capacity)
as Assistant Commandant for Human)
Resources of the Coast Guard,)

Defendants.)

NOTICE OF APPEAL

Notice is hereby given that Eric Jackson, Alaric Stone, and Michael Marcenelle, Plaintiffs in the above-named case, appeal to the United States Court of Appeals for the Fifth Circuit from this Court's Order granting Defendants' Motion to Dismiss (ECF No. 98, entered August 17, 2023), the corresponding Final Judgment (ECF No. 99, entered August 17, 2023), and the Order denying Plaintiffs' Motion under Fed. R. Civ. P. 60(b) for relief from final judgement (ECF No. 102, entered September 14, 2023).

Dated: October 10, 2023

Respectfully submitted,

/s/ Michael McHale

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